



CALIFORNIA STATE BOARD OF EDUCATION

MAY 2004 AGENDA

☒ General Waiver

SUBJECT Request by Alview-Dairyland Union School District for a waiver of <i>Education Code</i> (EC) Section 62002.5 (sunset provision) and formerly operative EC Section 52176(b), relating to the establishment of an English Learners Advisory Committee (one council for two small schools), under the general waiver authority Waiver Number: 40-2-2004	<input checked="" type="checkbox"/> Action
	<input type="checkbox"/> Consent

RECOMMENDATION

☐ Approval ☒ Approval with conditions ☐ Denial

Under the provisions of *Education Code* Section 33051(c), the district would not need to reapply for renewal of the waiver at the end of the requested period if all material facts remain the same.

SUMMARY OF PREVIOUS STATE BOARD OF EDUCATION DISCUSSION AND ACTION

The State Board approved a waiver request by this district for the same purpose under a specific waiver authority. The previous specific waiver was operative through September 30, 2002.

SUMMARY OF KEY ISSUES

It has now been determined that the general waiver authority is the appropriate one for this request, and it is being recommended for approval as such. Per the district's request, the waiver is recommended for approval for two consecutive years. If approved for that period, the district would not need to reapply for renewal of the waiver if all material facts remain the same.

This district, in Madera County, operates two elementary schools, one for grades K-3 and the other for grades 4-8. The combined enrollment is 346 pupils. The two schools operate with one administration, one parent club, and one English Learner Advisory Committee.

Authority for Waiver: *Education Code* (EC) Section 33050

Bargaining unit(s) consulted on date(s): 2-4-2004

Position of bargaining unit(s) (choose only one):

☐ Neutral ☒ Support ☐ Oppose

Name of bargaining unit/representative(s): Cheryl Villanueva, President, A-D TA

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Public hearing identified by (choose one or more):

☐ posting in a newspaper ☒ posting at each school ☐ other (specify)

Public hearing held on date(s): 2-10-2004

Local board approval date(s): 2-10-2004

Objections raised (choose one): ☐ None ☐ Objections are as follows:

Date(s) consulted: 2-2-2004

Period of request: 10-1-2002 through 9-30-2004

FISCAL ANALYSIS (AS APPROPRIATE)

This request would not result in additional costs to the district or to the state.

BACKGROUND INFORMATION

Consent Item: Backup materials, waiver request forms and supporting documents are not available for web viewing but are available for inspection in the Waiver Office.